IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

WEDNESDAY, THE 13TH JUNE 2007 / 23RD JYAISHTA 1929

Crl.Rev.Pet.No. 2321 of 2007()

CRA.428/2006 of I ADDL. SESSIONS COURT, PALAKKAD
ST.1077/2005 of JUDL.MAGISTRATE OF FIRST CLASS COURT, MANNARKAD

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REVN. PETITIONER: APPELLANT/ACCUSED

P.P.KABEER, AGED 57 YEARS,
PUTHENPEEDIKAKKAL HOUSE, PALAPPURAM P.O.,
OTTAPPALAM TALUK.

BY ADV. SRI.K.ABDUL JAWAD

RESPONDENTS: STATE & COMPLAINANT

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1. STATE OF KERALA, REPRESENTED BY
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

2. RADHAKRISHNAN, AGED 51 YEARS,
S/O. GOVINDAN NAIR, NECHULLI HOUSE,
ARAKURSSI AMSOM AND DESOM, MANNARKAD TALUK.

R1 BY P.P. SRI AMJAD ALI.

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 13/06/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R. UDAYABHANU, J.

CRL.R.P. NO. 2321 of 2007

Dated this the 13th day of June, 2007

ORDER

The revision petitioner stands convicted for the offence under section 138 N.I.Act and sentenced to undergo simple imprisonment for six months and to pay a compensation of Rs.one lakh to the complainant vide section 357 (3) Cr.P.C and in default to undergo simple imprisonment for 60 days. The revision petitioner has only sought for modification of the sentence and time to pay the amount.

2. In the circumstances, the sentence is modified to imprisonment till the rising of the court. The rest of the sentence is confirmed. The revision petitioner is granted six months' time from today onwards to pay the amount of compensation. The revision petitioner shall appear before the JFCM, Mannarkkad on 13-12-2007 to receive the sentence.

NBW pending, if any, is to be kept in abeyance till then.

The Crl.R.P is disposed of accordingly.

K.R.UDAYABHANU,JUDGE.

Kvm/